

## IN THE CLAIMS

Please cancel claims 1-35, 39 and 41-57. Please amend the claims as follows:

1. - 35 (Cancelled)

36. (Currently Amended) An isolated nucleic acid sequence comprising SEQ ID NO: 5 ~~or those nucleotide sequences which hybridize to SEQ ID NO: 5 under conditions of high stringency with a wash in 2X SSC, 0.5% (w/v) SDS, at 65°C for 30 minutes and which is essential for male tissue preferred expression of the BS92-7 gene.~~

37. (Cancelled)

38. (previously amended) An isolated male tissue-preferred regulatory region comprising SEQ ID NO: 6.

39 -57 (Cancelled)